

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:	*
	*
Suns Cinema, Inc.	*
t/a Suns Cinema	* Protest
3107 Mt. Pleasant Street, NW	* Hearing
Retailer CT - ANC-1D	* (Status)
License No. 98888	*
Case #15-PRO-00067	*
	*
(New Application)	*

September 9, 2015

The Alcoholic Beverage Control Board
met in the Alcoholic Beverage Control Hearing
Room, Reeves Building, 2000 14th Street, N.W.,
Suite 400S, Washington, D.C. 20009, Chairperson
Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

P-R-O-C-E-E-D-I-N-G-S

9:35 a.m.

CHAIRPERSON MILLER: Okay. Good morning, everyone. I want to welcome you to the regularly scheduled meeting of the District of Columbia's Alcoholic Beverage Control Board. Today is September 9, 2015.

My name is Ruthanne Miller. I am the Chairperson. And joining me today to my far right is Mr. Donald Brooks. Next to Mr. Brooks is Mr. Nick Alberti and next to Mr. Alberti and to my immediate right is Mr. Hector Rodriguez. To my immediate left is Mr. Mike Silverstein and next to Mr. Silverstein is Mr. James Short.

The Board has six Members in attendance for the conduct of business this morning and three constitute a quorum.

Copies of today's hearing calendar and agenda are available at the receptionist desk. Please be aware that these proceedings are being recorded by a court reporter. Accordingly, we must ask you to refrain from any disruptive

1 noises or actions in the hearing room.

2 If you have any electronic devices,
3 pagers, cell phones or such, please, make certain
4 that they are turned off to avoid any
5 interruption of the proceedings.

6 When I call your case, please, come
7 forward and take a seat at the table. There are
8 two tables in the front. You will note that
9 there is a piece of paper on each table for you
10 to sign-in. This is to ensure the correct
11 spelling of your name for the record.

12 The Open Meetings Act requires that
13 the public hearing on each case be open to the
14 public. The Board may, consistent with Section
15 405(b) of the Open Meetings Act, enter a closed
16 meeting during or after the public hearing on a
17 case to consult with an attorney to obtain legal
18 advice, discuss settlement agreements or
19 deliberate upon a decision in an adjudication
20 proceeding.

21 This morning we have a large number of
22 Show Cause Hearing (Status) cases. And so I'm

1 going to be giving some instructions right now
2 that are pertinent to all of the cases, so that
3 they won't be repeated for each individual case,
4 so I would ask for everyone's attention who is
5 here on a Show Cause (Status) Hearing case.

6 The purpose of the status conference
7 is to entertain any preliminary matters of the
8 parties and to provide the parties with the date
9 and time of the hearing on the merits of the
10 case, if the case proceeds to hearing.

11 Preliminary matters include any
12 proposed agreement of the parties to settle the
13 case for the Board's consideration, known as
14 Offers in Compromise; and motions or questions
15 regarding procedural matters, including schedule
16 or dismissal of the case or a party for failure
17 to comply with legal requirements.

18 The Board will assume that the
19 applicant or the respondent had notice of this
20 hearing by his or her presence or the presence of
21 an authorized agent.

22 However, if you have any issue

1 relating to the adequacy of your notice, you may
2 raise that with the Board when your case is
3 called.

4 So we have, I think, approximately, 15
5 cases plus, I think, scheduled for 9:30 a.m.
6 Most of them are these Show Cause Hearing
7 (Status) cases. So I'm going to call them in
8 order of their appearance on the calendar, but if
9 parties aren't here for a certain case, I will
10 pass it and come back to it and keep on going
11 through the calendar.

12 First, I want to note though that
13 there is a Protest Hearing that has been
14 canceled, that's the first case on the calendar.
15 It's Case No. 15-PRO-00067, Suns Cinema, Inc. t/a
16 Suns Cinema located at 3107 Mt. Pleasant Street,
17 N.W., License No. 98888. And this hearing is
18 canceled due to the dismissal of the protest.
19 See Board Order No. 2015-402.

20 (Whereupon, the Protest (Status)
21 Hearing in the above-entitled matter was
22 concluded at 9:38 a.m.)

<p>A</p> <p>a.m 2:2 5:5,22 above-entitled 5:21 Act 3:12,15 actions 3:1 adequacy 5:1 adjudication 3:19 advice 3:18 agenda 2:19 agent 4:21 agreement 4:12 agreements 3:18 Alberti 1:18 2:11,11 Alcoholic 1:2,13,13 2:6 ANC-1D 1:7 appearance 5:8 applicant 4:19 Application 1:9 approximately 5:4 assume 4:18 attendance 2:16 attention 4:4 attorney 3:17 authorized 4:21 available 2:19 avoid 3:4 aware 2:20</p>	<p>4:3,5,10,10,13,16 5:2,9,14,15 cases 3:22 4:2 5:5 5:7 Cause 3:22 4:5 5:6 cell 3:3 certain 3:3 5:9 Chairperson 1:14 1:17 2:3,9 Cinema 1:6,6 5:15 5:16 closed 3:15 COLUMBIA 1:1 Columbia's 2:6 come 3:6 5:10 comply 4:17 Compromise 4:14 concluded 5:22 conduct 2:16 conference 4:6 consideration 4:13 consistent 3:14 constitute 2:17 consult 3:17 Control 1:2,13,13 2:6 Copies 2:18 correct 3:10 court 2:21 CT 1:7</p>	<p>enter 3:15 entertain 4:7 everyone's 4:4</p> <p>F</p> <p>failure 4:16 far 2:9 first 5:12,14 forward 3:7 front 3:8</p> <p>G</p> <p>giving 4:1 going 4:1 5:7,10 Good 2:3</p> <p>H</p> <p>hearing 1:7,13 2:18 3:1,13,16,22 4:5,9 4:10,20 5:6,13,17 5:21 Hector 1:19 2:12</p> <p>I</p> <p>immediate 2:12,13 include 4:11 including 4:15 individual 4:3 instructions 4:1 interruption 3:5 issue 4:22</p>	<p>matters 4:7,11,15 meeting 1:3 2:5 3:16 Meetings 3:12,15 Member 1:18,18,19 1:19,20 Members 2:15 merits 4:9 met 1:13 Mike 1:19 2:13 Miller 1:15,17 2:3,8 morning 2:4,17 3:21 motions 4:14 Mt 1:7 5:16</p>
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